

MINUTES
SEX OFFENDER RESIDENCE BOARD
Wednesday, December 13, 2017
City Hall, Room 310
2:30 p.m.

MEMBERS PRESENT: Dean Gerondale (Chairman), Kathy De Cremer, Renee Keehan

MEMBERS EXCUSED: Heidi Michel, Ben Heiman

ALSO PRESENT: Officer Jeremy Muraski

The meeting was called to order by Dean Gerondale.

1. APPROVAL OF MINUTES

Approval of the November 8, 2017 Minutes of the Sex Offender Residency Board meeting

Motion made by K. De Cremer to approve the November 8, 2017 Minutes, seconded by D. Gerondale. Two in favor, one abstention (R. Keehan). Motion carried.

2. APPEALS

(a) Appeal of Trey Boerschinger requesting to move to 2769 Daniel Court

Trey appeared by telephone from the Oshkosh Correctional Institution. D. Gerondale advised Trey of his right to discuss treatment issues in closed session and informed him not to use the names of the victims.

In 2015, Trey was convicted of 1st or 2nd degree repeated sexual assault of the same child. The victim was 14. In 2012, he was convicted of 4th degree sexual assault; and again in 2012, he was convicted of 4th degree sexual assault (2 counts).

Regarding the 2015 conviction, Trey explained he met the victim in high school. He was a senior and the victim was a freshman. After dating about two or three months, they had consensual sexual intercourse. The police were somehow notified.

Regarding the 2012 convictions, one victim was 14 and the other 15. He was dating all three victims at the same time. He met them at school when he was a senior and they were freshmen.

D. Gerondale asked Trey to explain the comments he wrote on his appeal form (e.g., he scarred them and messed up their lives and families). Trey explained that he feels he

physically and mentally messed them up. He now realizes he was responsible and took away their self-esteem and will. He was wrong in doing what he did.

Trey pled guilty to some of the charges and no contest to others.

D. Gerondale asked Officer Muraski if police records indicate whether or not the 2015 conviction was consensual. Officer Muraski stated they do not.

Officer Muraski stated that during his research, he found another case which he feels is more concerning. The event occurred in 2013 and involved a 9 year old girl. However, this case was never adjudicated.

D. Gerondale asked Trey to explain the incident regarding the 9 year old. Trey stated he had been on probation for two years and while his grandparents were up north, he had his little brother, his sister, the victim and her brother over to the house. The grandparents came home and called his parole officer. Trey explained to his parole officer that nothing had happened but his parole officer kept trying to get Trey to admit to doing something. He eventually gave in. Trey went to court and the case was dismissed.

Officer Muraski explained that case law exists regarding statements given to parole officers and whether or not they are admissible. These charges were dismissed without prejudice.

K. De Cremer asked Trey to explain why a 19 year old would date 14 year old girls. He said he dated younger girls because he had difficulty relating to people his own age. His friends were in sexual relationships and Trey wanted to be in one as well. He wasn't convicted until after he graduated from high school.

R. Keehan asked Trey to give more details regarding the incident with 9 year old in 2013. Trey stated he has severe anxiety and because his parole officer kept pressuring him, he made a statement. He now wishes he had stood up for himself. He was not supposed to have contact with minors without an adult present. Trey admits at one point, he was thinking about sex with one of the kids, but he didn't really want to. D. Gerondale asked how the kids got to the house. Trey stated he picked them up. That is why he was revoked.

R. Keehan asked about his prescription medications and pornographic interests. Trey stated he is on medications and does have issues with pornography. It is not child pornography. He goes on porn sites.

Trey stated he didn't have enough time to enroll in treatment while in prison. When he came to Oshkosh Correctional, the sessions had already started.

D. Gerondale discussed the letter submitted by David Hatch, Senior Pastor at Our Saviour Lutheran Church. He asked Trey if Mr. Hatch has been visiting him. Trey stated Pastor Hatch sees him every now and then.

R. Keehan asked Trey if he feels he needs counseling. Trey said he feels he should take the program and is willing to do so.

Officer Muraski indicated they have concerns regarding the 2013 case involving the 9 year old. Trey has given conflicting statements. He later admitted he lied to the detective and lied about his probation officer making him give a false statement. The location is also a concern because it's near a church, park and school. Another concern is the fact he has not completed a treatment program.

D. Gerondale asked Officer Muraski if they interviewed the 9 year old or if she gave a statement. He indicated she was interviewed at the Child Advocacy Center. Initially the D.A.'s office recommended four separate charges. However, legally they were prevented from moving forward on a successful prosecution.

D. Gerondale asked Trey what his plans are once he's released. Trey stated he has been accepted at NWTC for the Culinary Specialist Program and he will also look for a job. He will be released from prison January 2, 2018.

Fay Boerschinger, 2769 Daniel Court, Green Bay, is present to speak on Trey's behalf. She is Trey's grandmother but considers Trey her son. She and her husband were granted permanent custody guardianship of Trey when he was 7 years old and the guardianship remained in effect until he turned 18. Trey continued to live with them until his incarceration. Trey was a hyperactive, attention deficit child who was later diagnosed as being bi-polar. Trey graduated from high school and was enrolled in Fox Valley Tech. Two weeks after graduating from high school, he was arrested. Since his arrest in June 2012, she and her husband are older and wiser. They are active in several organizations. They would like Trey to be able to live in the lower level of their house. It does have a separate entrance and is set up like a little apartment. He will be expected to pay rent and help with chores.

D. Gerondale asked Fay if there was a reason she called Trey's probation officer. Fay said when they came home and saw his brother and sister and their two friends there, they knew it was a probation violation and had to report it. It is Fay's understanding there was no evidence that anything happened. Because of Trey's mental health issues, Fay can see him confessing to something he didn't do. She does not believe anything happened.

David Hatch, Senior Pastor at Our Saviour Lutheran Church, spoke on Trey's behalf. David has known Trey since he was 7 years old. He feels Trey has remorse over what he's done. He visited Trey in prison about four or five times and has provided counseling over the years.

Robin Williams, 612 Longview Avenue, Allouez, Wisconsin, is present at the meeting. He is the Chair of the Board of Elders at Our Saviour Church. He's known Trey since he was a little boy. He seemed to be an immature individual in spite of his age. He can understand Trey identifying with a younger age group. Robin realizes these are serious charges and he feels Trey needs further treatment. Robin feels the best place for Trey to live is with his grandparents. They are responsible people.

Robert Boerschinger, 2769 Daniel Court (Trey's grandfather) commented. Trey was arrested when he was 19 but he was 18 and immature when the offenses occurred. Robert feels Trey's anxiety contributed to his conflicting statements. R. Keehan asked Robert if he was concerned to hear Trey thought about having sex with the 9 year old. Robert stated as a teenager, he could understand those thoughts entering Trey's mind. He feels Trey has matured and now realizes he needs his medication.

Gloria Morgan, 2449 Morning Star Trail, is present to support Trey. She is a neighbor and has always felt Trey was a kind and thoughtful kid. She and her husband attended many of his school performances and functions. He was an insecure person who made bad decisions, but he has accepted responsibility for them. Gloria would like Trey to live with his grandparents in order to have a stable environment.

Trey thanked the people who came to support him and thanked the board for their time and consideration.

R. Keehan stated she is very nervous about the 9 year old situation and Trey's thought processes. She is also concerned with the fact Trey has had no sex offender treatment.

D. Gerondale acknowledges the difference in opinion regarding what evidence there was or was not regarding the 9 year old. It was not adjudicated, so they cannot have a presumption of guilt here. However, the D.A.'s office felt there was enough evidence to support charges.

D. Gerondale believes Trey is very sorry for what he's done. However, D. Gerondale would deny him at this point in order for him to get into some treatment programs. The TLP is also an option to stay when he gets out.

A motion to DENY the appeal of Trey Boerschinger was made by D. Gerondale, seconded by R. Keehan. All in favor. Motion carried.

(b) Appeal of Rick Ross requesting to move to 1483 Cedar Street

Rick called to say he is moving to De Pere and asked to be withdrawn from the agenda.

(c) Appeal of Jeffrey Cox requesting to move to 301 S. Van Buren Street

Jeffrey appeared in person. D. Gerondale advised Jeffrey of his right to discuss treatment issues in closed session and informed him not to use the names of the victims.

Jeffrey appeared before the board in 2009 and was approved to stay at the TLP. In April 2008, he was 18 years old and had sexual intercourse with a 14 year old.

He was temporarily employed but then got reincarcerated (violation of his living arrangements). He was given ATR to the Ryan House and was released in 2010. He was arrested again for the same thing, not being able to find a residence. Since then he's been staying at different locations. He's had difficulty finding a landlord to rent to him.

Jeffrey began employment at Metro PCS on November 27. He was released from prison November 14. He was incarcerated this last time for 18 months. Jeffrey would live alone at this location. He hopes to go back to school. Jeffrey obtained his HSED through NWTC.

Because Jeffrey is homeless, he is on the bracelet. He has a big support system and friends and family have been letting him stay with them. Jeffrey's parole agent has not been to see this apartment. R. Keehan pointed out it's across the street from a park.

Jeffrey is 28 years old. He committed this crime when he was 18. He wants to support himself instead of counting on other people to help him.

Officer Muraski commented that because Jeffrey has been homeless and bouncing around for such a long period of time, if the board is concerned about reoffending, it would make more sense to have an established residence.

Because this location is across the street from a park, D. Gerondale stated he would feel better if his parole officer had approved this location.

A motion to APPROVE the appeal of Jeffrey Cox, address specific, pending written approval from his parole agent, was made by D. Gerondale, seconded by K. De Cremer. All in favor. Motion carried.

(d) Appeal of Jack Kanzenbach requesting to move to 1182 Day Street

Jack appeared in person. D. Gerondale advised Jack of his right to discuss treatment issues in closed session and informed him not to use the names of the victims.

In 2004, Jack was convicted of possession of child pornography. He was sentenced to a year in prison and served nine months. He was living in Pulaski at the time.

Jack is currently homeless due to his recent divorce. He's been staying with different friends.

Jack saw Jim Drake for 9-1/2 years. He does not have documentation due to being homeless. His paperwork is in a file cabinet somewhere. Jack confirmed he's an alcoholic. He had a drink about three weeks ago. He had been sober about 19 years.

R. Keehan asked Jack to explain the child pornography charges. Jack stated at one time he had a good support group. He became depressed and went to the hospital. He started babysitting a family member's children and took pictures of the girls changing their clothes. He was not married at the time.

Officer Muraski stated he only has information from the Department of Corrections regarding this case because it was outside the jurisdiction of the city of Green Bay.

Jack stated he would be living alone. He is retired and gets social security. To stay busy, he is involved in church, a prison fellowship ministry called Think Again, AA and he has lots of mail to go through.

Jack is on several different medications. He has congestive heart failure and diabetes.

Jack has an extensive support group and provided a list of names, which includes friends from church, AA, prison fellowship and family. He also provided letters of support. Jack has been off probation for 3 or 4 years.

Peter Galowski, 100 Primrose Lane, Green Bay, is present to speak on Jack's behalf. Peter is an Elder at Christ the Rock Church in De Pere. Peter has facilitated several ex-offender support groups. Jack was a participant and attended regularly. Peter has never seen Jack drunk or display any bad behavior. If Peter could open his own house, he would let Jack in. Peter's wife has known Jack even longer than Peter. Peter participated in Jack's wedding and feels he's a good guy. Peter would like Jack to have a place to stay instead of being homeless. He's been out a long time and has not reoffended.

R. Keehan asked him why he took pictures of the kids. Did he view pornography? Jack stated his older brothers had books and when Jack was in sixth grade he viewed a book they received in the mail. He hasn't viewed any lately.

Jim Johnson, 1020 Devonwood, Green Bay, is present to support Jack. He's known Jack for 10 years. They are members of the same church. Jack would do anything to help anyone and is very honest. Jim didn't become aware of him being an alcoholic until about a year ago.

A motion to APPROVE the appeal of Jack Kanzenbach, address specific, was made by K. De Cremer seconded by D. Gerondale. Two in favor, one opposed (R. Keehan). Motion carried.

(e) Appeal of Harold Treadway requesting to move to 1730 Badger Street, #7

Harold appeared in person. D. Gerondale advised Harold of his right to discuss treatment issues in closed session and informed him not to use the names of the victims.

Harold is currently homeless. He has been before the board several times. In November 2016, he was approved to live on Cherry Street for a period of six months. He was in jail for three months and then went to Racine to take the ATR program (77 days). He had been using the Internet without permission, looking at porn and chatting on dating websites. He then went to the TLP for three months (until November 28).

Harold has been employed at American Foods since the middle of September.

Harold does not have any paperwork indicating he completed the ATR program; however, he could get it from his parole officer. It was considered an extensive, fast paced, SO3 program.

D. Gerondale would like to see documentation regarding the ATR program before considering his appeal.

Harold is still seeing Jim Drake and provided a very detailed letter from him.

R. Keehan asked Harold why he went on the Internet when he knew he should not. Harold stated he knew he was not supposed to go on the Internet, or look at porn, but he did not know he could not go on the dating sites. He was only talking to women, not asking to meet them. He was lonely. Regarding the porn, he admits he was going back into one of his cycles. He told his parole officer and that's the reason he got into the ATR program.

Since leaving the TLP, Harold is on a GPS bracelet.

D. Gerondale commented that this is the most detailed letter Jim Drake has ever written, and is appreciative of that.

Harold's girlfriend is now aware of his history and is willing to work with him.

A motion to APPROVE the appeal of Harold Treadway, address specific, for a period of 30 days, was made by D. Gerondale, seconded by R. Keehan. All in favor. Motion carried.

Harold is to provide documentation showing he successfully completed the ATR program. D. Gerondale stated Jim Drake's letter makes him more inclined to let him live there.

3. NEXT MEETING DATE

The next meeting date of January 10, 2018 was confirmed.

A motion to adjourn was made by K. De Cremer, seconded by R. Keehan. All in favor.
Motion carried.